

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF TEXAS  
SAN ANTONIO DIVISION

CHERI ANN WHITLOCK, § No. 5:20-CV-1011-DAE  
§  
Appellant, §  
§  
vs. §  
§  
JOHN PATRICK LOWE, §  
§  
Appellee. §  
§  
§

ORDER GRANTING APPELLANT'S UNOPPOSED MOTION TO  
VOLUNTARILY DISMISS

Before the Court is Appellant's Unopposed Motion to Voluntarily Dismiss this appeal under Federal Rule of Appellate Procedure 42(b). (Dkt. # 5.) The Motion states that Appellant has consulted with counsel for Appellee, "who represented that Appellee does not oppose the relief requested herein." (Id.)

Pursuant to Federal Rule of Appellate Procedure 42(b), the Court **GRANTS** Appellant's Unopposed Motion for Voluntary Dismissal and **DISMISSES** this appeal. As such, the Court also **DISMISSES** Appellee's pending Motion to Dismiss. (Dkt. # 2.) In light of the voluntary dismissal, the Clerk is **INSTRUCTED TO CLOSE THIS CASE.**

**IT IS SO ORDERED.**

**DATED:** San Antonio, TX, September 23, 2020



---

David Alan Ezra  
Senior United States District Judge